

Attorney Docket No.: TSAku01US1

10/174.183

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Delbert Tesar  
Serial No. 10/714,183  
Filing Date: November 14, 2003  
Group Art Unit: 3681  
Examiner: Pang, Roger L.  
Title: STANDARDIZED ROTARY ACTUATOR

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Mail Stop: Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## Certification Under 37 C.F.R. 1.8

Date of Mailing: May 9, 2005  
I hereby certify that I have caused the documents indicated below to be deposited with the United States Postal under 37 CFR § 1.8 on the date indicated above and addressed to the Mail Stop: Office of Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  
*Lee Ann Carter*  
Lee Ann Carter

## CORRECTED SIGNATURE LINE

## PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT

## UNAVOIDABLY ABANDONED UNDER 37 CFR §1.137(a)

Dear Sir:

Applicant hereby petitions for revival of this application. The above-identified application became abandoned for failure to pay fees associated with the filing of an Amendment on January 12, 2005.

Applicant requested his former law firm to transfer the above-referenced patent application to this law firm for further prosecution. Upon receipt of the file, Applicant immediately responded to an outstanding Office Action mailed July 12, 2004 that was due on or before January 12, 2005. Applicant submitted a response to the Amendment, updated drawings, a PTO Credit Card Form and a postcard to be filed. However, this law firm was informed on April 6, 2005 in a telephone conversation with the U.S. Patent and Trademark Office that this patent application was abandoned for failure to pay fees associated with the filing of the Amendment. Applicant, however, does not have a copy of that Notice of Unavoidable Abandonment to enclose with this Petition.

05/12/2005  
01 FC:2452  
02 FC:1252  
16714183

250.00 OP  
240.00 OP

**HULSEY<sup>IP</sup>**

ATTORNEYS + COUNSELORS WHEN I.P.  
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AUSTIN, TEXAS 78746  
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MAY 11 2005

**To:** Examiner Douglas **Fax:** (703) 872-9306

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**From:** William N. Hulsey III **Date:** May 11, 2005

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**Re:** 10/714,183 **Pages:** 12 (Including Cover Sheet)

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**CC:**

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☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Examiner Douglas,

Attached please find the Corrected Signature Line Petition for Revival of an Application in the above-referenced matter which we have filed with the Office of Petitions. Per your phone message, our first filing of this Petition was incorrectly signed (signature block). The attached is a copy for your records.

Please feel free to contact me should you have any questions or concerns.

.....

Attorney Docket No.: TSAR001US1

10/174,183

Applicant respectfully submits that the Amendment was filed with a Credit Card Form instructing the U.S. Patent and Trademark Office to charge the fees for a three-month extension of time to reply that was due and owing to the credit card that was listed on the form. Applicant hereby submits a copy of the Credit Card Form and postcard that were filed with said Amendment.

Applicant hereby submits a check to cover the cost of the Amendment and respectfully requests this Office to revive the above-referenced application. Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required. The petition fee for a small entity, according to 37 CFR §1.17(l), of \$250.00 is also enclosed.

If the Examiner has any questions or comments, or if further clarification is required, it is requested that the Examiner contact the undersigned at the telephone number listed below. When contacting the undersigned, please reference Attorney Docket No. TSAR001US1.

Respectfully submitted,

By: 

William N. Hulsey III  
Reg. No. 33,402

Dated: May 9, 2005

**HULSEY<sup>IP</sup>** Intellectual Property Attorneys, P.C.  
1250 S. Capital of Texas Hwy.  
Building 3, Suite 610  
Austin, Texas 78746  
(512) 658-7173 [Telephone]  
(512) 233-2602 [Fax]

**Attorney** William N. Hulsey III, Reg. No. 402**Paper**

1. Corrected Signature Line Petition for Revival of an Application for Patent (2 pages); 2. Copy of previously filed Petition for Revival of an Application for Patent (4 pages); 3. Copy of previously sent Credit Card Payment Form (1 page); 3. Copy of previously sent postcard (1 page); 4. Revocation of Power of Attorney with New Power of Attorney and Change of Correspondence Address (1 page); 5. Power of Attorney and Correspondence Address Indication Form (1 page); and 6. Return Postcard

**Filing  
Date:  
S.N.**

November 14, 2003

10/714,183

**Client -  
Applicant**Delbert  
TesarAtty.  
Docket

TSAR001US1

**Title:**

STANDARDIZED ROTARY ACTUATOR

Mail Stop: Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Inventors:**

Delbert Tesar

WNH:lac

May 9, 2005

**FILE COPY**

**FILE COPY****Attorney** William N. Hulsey III, Reg. No. 33,402

<b>Paper</b>	1. Petition for Revival of an Application for Patent (2 pages); 2. Copy of previously sent Credit Card Payment Form (1 page); 3. Copy of previously sent postcard (1 page); 4. Revocation of Power of Attorney with New Power of Attorney and Change of Correspondence Address (1 page); 5. Power of Attorney and Correspondence Address Indication Form (1 page); and 6. Return Postcard		
<b>Filing Date:</b>	November 14, 2003		
<b>S.N.</b>	10/714,183		
<b>Client - Applicant</b>	Delbert Tesar	Atty. Docket	TSAR001US1
<b>Title:</b>	STANDARDIZED ROTARY ACTUATOR		
<b>Inventors:</b>	Delbert Tesar		

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Alexandria, VA 22313-1450

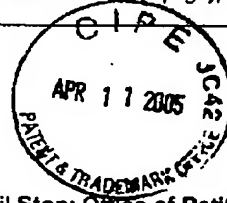
WNH:lac | April 7, 2005

**Attorney** William N. Hulsey III, Reg. No. 33,402

<b>Paper</b>	1. Petition for Revival of an Application for Patent (2 pages); 2. Copy of previously sent Credit Card Payment Form (1 page); 3. Copy of previously sent postcard (1 page); 4. Revocation of Power of Attorney with New Power of Attorney and Change of Correspondence Address (1 page); 5. Power of Attorney and Correspondence Address Indication Form (1 page); and 6. Return Postcard		
<b>Filing Date:</b>	November 14, 2003		
<b>S.N.</b>	10/714,183		
<b>Client - Applicant</b>	Delbert Tesar	Atty. Docket	TSAR001US1
<b>Title:</b>	STANDARDIZED ROTARY ACTUATOR		
<b>Inventors:</b>	Delbert Tesar		

Mail Stop: Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

WNH:lac | April 7, 2005



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PROPERTY LAWYERS, PC  
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AUSTIN, TX 78746

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88-328/1143

4/7/2005

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Alexandria, VA 22313-1450

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10/714,183 Petition for Revival of An Application

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Director of US Patent and Trademark Office

4/7/2005

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Attorney Docket No.: TSAR001US1

10/174,183

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Serial No. 10/714,183  
Filing Date: November 14, 2003  
Group Art Unit: 3681  
Examiner: Pang, Roger L.  
Title: STANDARDIZED ROTARY ACTUATOR

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Mail Stop: Office of Petitions  
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Date of Mailing: April 7, 2005

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Lee Ann Carter

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Applicant respectfully submits that the Amendment was filed with a Credit Card Form instructing the U.S. Patent and Trademark Office to charge the fees for a three-month extension

Attorney Docket No.: TSAR001US1

10/174.183

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Applicant hereby submits a check to cover the cost of the Amendment and respectfully requests this Office to revive the above-referenced application. Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required. The petition fee for a small entity, according to 37 CFR §1.17(l), of \$250.00 is also enclosed.

If the Examiner has any questions or comments, or if further clarification is required, it is requested that the Examiner contact the undersigned at the telephone number listed below. When contacting the undersigned, please reference Attorney Docket No. TSAR001US1.


Respectfully submitted,

By: //William N. Hulsey III//  
William N. Hulsey III  
Reg. No. 33,402

Dated: April 7, 2005

**HULSEY<sup>IP</sup> Intellectual Property Attorneys, P.C.**  
1250 S. Capital of Texas Hwy.  
Building 3, Suite 610  
Austin, Texas 78746  
(512) 658-7173 [Telephone]  
(512) 233-2602 [Fax]



<b>Attorney</b>	Willa N. Hulsey III, Reg. No. 3340		
<b>Paper</b>	1. Amendment (7 page); 2. Drawings (11 pages); 3-Credit Card Form (1 page); and 4. Return Postcard		
<b>Filing Date:</b>	November 14, 2003		
<b>S.N.</b>	10/714,183		
<b>Client - Applicant</b>	Tesar	Atty. Docket	TSAR9001US1
<b>Title:</b>	STANDARDIZED ROTARY ACTUATOR		 Mail Stop: Amendments Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
<b>Inventors:</b>	Tesar		
	WNH:rjm		Jan. 12, 2005

PTO/SB/02 (08-04)  
Approved for use through 1/1/2005. OMB 0831-0035  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Department of Commerce Act of 1909, no person is entitled to recover fees or costs of application unless it contains a word mark or a word and a word mark.

<b>REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS</b>	Application Number	10/714,183
	Filing Date	11/14/03
	First Named Inventor	Debert Tesar
	Art Unit	3881
	Examiner Name	Paeg, Roger L.
	Attorney Docket Number	TSARD01US1

I hereby revoke all previous powers of attorney given in the above-identified application.

☒ A Power of Attorney is submitted herewith.

OR

☐ I hereby appoint the practitioners associated with the Customer Number:

☒ Please change the correspondence address for the above-identified application to:

☐ The address associated with  
Customer Number:

OR

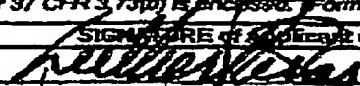
<input type="checkbox"/> Firm or Individual Name	HULSEY <sup>®</sup> Intellectual Property Lawyers, P.C.		
Address	1350 South Capital of Texas Highway Building Three, Suite 610		
City	Austin	State	Texas
Country	USA		
Telephone	512-735-1225	Fax	512-233-2502

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. Form PTO/SB/90

SIGNATURE OF Applicant or Assignee of Record

Signature			
Name			
Date		Telephone	

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representatives are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.56. The information is required to obtain or assist a benefit by the public which is in the (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22304-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22304-1450.

If you need assistance in completing the form, call 1-800-PTO-0119 and select option 2.

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Lee Ann Carter

**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number 10/714,183  
Filing Date 11/14/03  
Firm Name Inventor Dehart Texas  
Title Standardized Rotary Actuator  
Art Unit 3801  
Examiner Name Peng, Roger L.  
Attorney Contact Number TSAAG01US1

I hereby revoke all previous powers of attorney given in the above-identified application.

I hereby appoint:

☒ Practitioners associated with the Customer Number:

OR

☒ Practitioner(s) named below:

Name	Registration Number
William N. Hulse, III	33,402

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☐ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

☒ Firm or Individual Name Hulse IP Intellectual Property Lawyers, P.C.

Address 1250 South Capital of Texas Highway  
Building Three, Suite 610

City Austin State Texas Zip 78746

Country USA

Telephone 512-795-1295 Fax 512-388-2602

I am the:  
☐ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.78(b) is enclosed. (Form PTO-910)

SIGNATURE OF Applicant or Assignee of Record

Signature Date  
Name Telephone  
Title and Company

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ \*Total of forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a patent by the public which is to file and by the USPTO to process an application. Confidentiality is governed by 38 U.S.C. 125 and 37 CFR 1.11 and 1.34. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. This cost varies depending upon the individual case. Any comments on the accuracy of this time estimate should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 and select option 2.